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November 4, 2016

**VIA ECF**

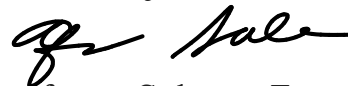
Honorable Ann M. Donnelly  
United States District Judge  
United States District Court  
Eastern District of New York  
225 Cadman Plaza East  
Brooklyn, NY 11201

Re: Krishtian Lopez v. City of New York, et al.,  
15 CV 999 (AMD)(RLM)

Your Honor:

I represent the plaintiff in the above-captioned action. I write to state that in lieu of opposing defendants' partial motion for summary judgment to dismiss plaintiff's state law claims, plaintiff hereby withdraws his assault and battery state law claims. The only claim remaining to be tried is his excessive force claim against the individual defendant Ricardo Martinez. Accordingly, the plaintiff will also voluntarily discontinue his claim against the City of New York as there no longer remain any claims against it.

Sincerely,



Afsaan Saleem, Esq.

cc: ACC Susan Scharfstein

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